

**TOWN OF ST. LEO  
RESOLUTION 13-03**

**A RESOLUTION OF THE TOWN OF ST. LEO  
MEMORIALIZING THE AGREEMENT BETWEEN THE  
TOWN OF ST. LEO AND JAMES E. SUTTON RELATING  
TO THE PARKING OF COMMERCIAL VEHICLES ON  
PROPERTY ZONED RESIDENTIAL.**

**WHEREAS**, the Town of St. Leo (hereinafter "Town") is a political subdivision of the State of Florida and has home rule authority under the Florida Constitution and Chapter 166, Florida Statutes; and

**WHEREAS**, James E. Sutton is the owner of property located in the Town of St. Leo which property is assigned parcel ID number 01-25-20-0000-00400-0050 and is more particularly described in Exhibit "A"; and

**WHEREAS**, the property owned by Mr. Sutton and described in Exhibit "A" is located at 12950 Christmas Drive and is zoned by the Town as residential; and

**WHEREAS**, in 1985, the Town enacted an ordinance prohibiting the parking of commercial vehicles within one hundred feet (100') of streets in residential districts. That ordinance is codified in Section 38-62 of the Town's Code of Ordinances; and

**WHEREAS**, prior to the adoption of said ordinance, Mr. Sutton advised the Commission that he was currently parking a commercial vehicle at his residence, that he was required by his employer to be on call seven (7) days a week and inquired if the ordinance would apply to him; and

**WHEREAS**, prior to the adoption of Section 38-62, the Town Commission determined that Mr. Sutton would not be subject to the ordinance and could continue to park his employer-required commercial vehicle on his property; and

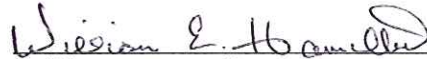
**WHEREAS**, the issue has arisen again and the Town desires to memorialize the prior agreement of the Commission.

**NOW, THEREFORE**, be it resolved by the Town Commission:

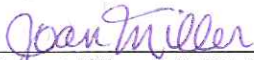
1. James E. Sutton may continue to park one commercial vehicle on his residentially zoned property described in Exhibit "A" provided the use of said vehicle is required by his employer as a condition of his employment.
2. The commercial vehicle may not be parked on the right-of-way or on the private properties of others overnight or on a continuing basis.

3. Upon the request of the Town, Mr. Sutton will provide a current letter from his employer concerning the requirement to have the commercial vehicle available as a condition of employment.
4. This resolution is specific to James E. Sutton and does not run with property.

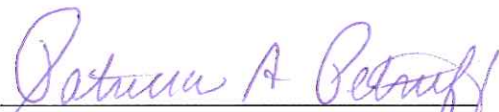
**Adopted this 8<sup>th</sup> day of October, 2012.**

  
\_\_\_\_\_  
William E. Hamilton, Mayor

ATTEST:

  
\_\_\_\_\_  
Joan Miller, MMC, Town Clerk

Approved as to form by:

  
\_\_\_\_\_  
Patricia Petruff, Esquire, Town Attorney

**Ring Power Corporation**  
3425 Reynolds Road  
Lakeland, FL 33803  
863.606.0512 tel  
863.606.0514 fax

To Whom It May Concern:

Mr. Sutton is a field service technician of ours, which operates a International truck. Part of his obligation of being employed with Ring Power as a field service technician is that he is on emergency call 24/7. Within our area we have a couple large jobs that work 24/7, including power plants and road construction. To be a reliable company and provide out customers with fast, efficient service we hire field service technicians with the understanding that they will at times be dispatched from there house to emergency calls. Please understand that this is a critical part of maintaining a productive and reliable company here at Ring Power.

Sincerely,



Lonnie Teeling  
HE Service Manager  
Ring Power Corporation  
Lakeland HE Service  
863-606-0512  
863-606-0514 Fax